768

In re the Estate of Frank Grose

F.O.
917

Nature of Grant Probate

To whom made Hermann Kirchhamber

Place of Residence Shanghai

" " Death Monsdale Manor England

Occupation

Date of Will 27th September 1891

" " Death 3rd November 1892

" " Grant 21st December 1892

Sworn under £2200 –

8C
627

768

Probate of the Will of Frank Grose deceased.

Date of Will 27. Sep: 1891.

" death 3. Nov: 1892

Grant 21. Dec: 1892

Under £2200 stg.

Probate granted to Messrs Such and Chambers the executors.

768

R & S (28,239a) 500 11—87

Her Britannic Majesty's Supreme Court for China and Japan.

Messrs Tuck & Chambers (Executors), ~~Esquire~~, *Dr.*

For the undermentioned Fees ~~during the quarter ended~~ ~~18~~

			$	c.
1892.	Estate of Frank Grose, dec:			
Dec 21.		Application for Probate	5	..
		Oaths (2) $6. Particulars $1	7	..
		Duty (under £2200) £66 @ 2/10.	465	88.
		Total $	477	88

MEMO.

From H J Such
~~W. HEWETT & Co.,~~

Shanghai, Dec 13th 1892

To G. G. Smith Esq

My dear Smith

Manordale, Manor Road, Forest Hill
is the full description of the place where Grove
died. If you think it advisable, I would
letter the paper I signed this morning to John
Chambers, and get him to sign it, as he may
not be able to get out of the house for a day
or two

Yours truly H J Such

Probate.

In Her Britannic Majesty's Supreme Court for China and Japan at Shanghai.

BE IT KNOWN that on the 21st day of December 1892 the last Will ~~with~~ ~~Codicils~~ (original whereof is hereto annexed) of Frank Grose, late of Shanghai in the Empire of China deceased, who died on Thursday the Third day of November 1892, at Mansfield Manor Road, Forest Hill and who at the time of his death had his fixed place of abode at Shanghai within the jurisdiction of this Court, was proved and registered in this Court; and that the administration of the personal property of the said deceased was granted by this Court to Herbert John Such & John Chambers, the executors named in the said Will, they having been first duly sworn.

Sworn under £2200 8s 5d and that the Testator died on or about the 3rd day of November 1892

C. J.

R & S (28,229a) 200 11—87

Oath for Executors.

IN HER BRITANNIC MAJESTY'S SUPREME COURT FOR CHINA AND JAPAN AT SHANGHAI.

In the matter of Frank Grose, *deceased.*

We, Herbert John Such, of Shanghai and John Chambers, of Shanghai severally make oath and say that we believe the paper writing hereunto annexed, and marked by us, to contain the true and original last Will (~~with Codicils~~) of Frank Grose late of Shanghai, deceased, and that we are the executors therein named, and that we will faithfully administer the personal property of the testator by paying his just debts and the legacies given by his Will ~~and Codicils~~, so far as his personal property shall extend and the law bind us; that we will exhibit an inventory, and render an account of our executorship, whenever lawfully required; that the testator died at Mayfair Road, Forest Hill on the 3rd day of November 1892; that at the time of his death he had fixed place of abode at Shanghai within the jurisdiction of this Court; and that the whole of his personal property does not amount in value to the sum of Two thousand two hundred pounds sterling, to the best of our knowledge, information, and belief.

Sworn by the deponents Herbert John Such and John Chambers at Shanghai, this 24th day of December 1892.

Before me,

H J Such

J Chambers

A 15
Ext

I Frank Grose late of Shanghai in the Empire of China but now temporarily residing in England hereby revoke all former Wills Codicils and testamentary instruments made by me and declare this to be my last Will I bequeath to my Chinese friend Lee Ngay Ngay all such articles of my wearing apparel watches jewellery furniture plate or other effects of a personal or domestic or household use or ornament as she shall within three Calendar months from my death select not exceeding in value in the whole the sum of Four hundred Shanghai Taels such value in case of dispute to be determined by my Executors in such manner as they shall think & proper I devise and bequeath all my real estate of every tenure and all my personal estate and effects whatsoever and wheresoever not otherwise disposed of by this my Will or any Codicil hereto Unto and to the use of Herbert John Such of Shanghai aforesaid Merchant and John Chambers of Shanghai aforesaid Civil Engineer their heirs executors and administrators respectively according to the nature thereof upon the trusts and subject to the powers and provisions hereinafter declared concerning the same that is to say Upon trust that the said Herbert John Such and John Chambers or the survivor of them or the executors or administrators of such survivor or other the Trustees or Trustee for the time being of this my Will hereinafter called "my Trustees" shall sell call in collect and convert into money the said real and personal estate and premises at such time or times and in such manner as they shall think fit and so that they shall have the fullest power and discretion to postpone the sale calling in or conversion of the whole or any part or parts of the said premises during such period as they shall think proper without being responsible for loss And shall out of the moneys to arise from the sale calling in collection and & conversion of or forming part of my said real and personal estate pay my funeral and testamentary expenses and debts And shall at their discretion invest the residue of the said moneys in the names or under the legal control of them my Trustees in or upon any of the public stocks or funds or Government securities of any Government Country or State or upon mortgage (on such titles as they may think proper

to accept (and either subject or not subject to prior incumbrances) of lands or buildings of any tenure in China or elsewhere or in or upon the stocks funds shares debentures mortgages or securities of any Corporation Company or a (incorporated or unincorporated) or public body Municipal Commercial or otherwise in China or elsewhere with power at their discretion to vary or transpose such investments from time to time into or for others of any nature hereinbefore mentioned and shall pay the income of the said trust premises to the said Lee Ngay Ngay during her life and so that the same shall be for her separate use without power of anticipation but subject to the obligation of of maintaining and educating thereout her son Ah-Sun who was born on the eighteenth day of January One thousand eight hundred and eighty-seven until he shall attain the age of Twenty-one years but without liability to account so long as she shall maintain and educate him to the satisfaction of my Trustees And I hereby declare that it shall be lawful for my Trustees during the lifetime of the said Lee Ngay Ngay to pay to her or otherwise to apply so much or such part of the Capital of my trust estate as they in their absolute discretion shall think proper for or towards the maintenance education advancement or benefit of the said Ah-sun and from and after the decease of the said Lee Ngay Ngay I direct that my Trustees shall stand possessed of the said trust estate Upon trust if and so long as the said Ah-sun shall be under the age of Twenty-one years to pay or apply the whole or any part at their discretion of the income or the Capital thereof for or towards the maintenance education advancement or benefit of the said Ah-sun and either themselves so to apply the same or to pay the same to any person or persons having the care or custody of the said Ah-sun for the purpose aforesaid without seeing to the application thereof and to invest the surplus income (if any) in any such investments as are hereby authorised in augmentation of the Capital And I declare that if the said Ah-sun shall marry under the age of Twenty-one years without the consent of my Trustees it shall be lawful for them during the period between such marriage and the attainment by the said Ah-sun of the age of Twenty-one years

obstain from making to him or on his account any payment whatever And I direct that in case the said Ah-sun shall attain the age of Twenty-one years my Trustees shall stand possessed of my said trust estate (subject to the life interest of the said Lee Ngay Ngay therein) upon trust at their absolute and uncontrolled discretion either to pay at any time or from time to time to the said Ah-Sun any part or the whole of the capital of my said trust estate or to pay to him the income or any part of the income thereof and to invest in manner aforesaid any surplus income it being my intention and desire that my said Trustees shall act as regards the said Ah-sun in such manner as they shall in their discretion think best calculated to benefit him And subject to the trusts aforesaid and upon the failure thereof I direct that my Trustees shall stand possessed of my said trust estate or of the residue thereof (if any) upon trust for such of the children of my brother James George Grose as shall then be living and as shall then have attained or shall thereafter attain the age of Twenty-one years and if more than one in equal shares Provided always that if my said brother shall be living at the date of the failure of the said preceding trusts for the benefit of the said Lee Ngay Ngay and Ah-sun it shall be lawful for my Trustees to pay over my said trust estate or the residue thereof as the case may be to my said brother for distribution among his children as he shall think fit and upon such payment over my Trustees' responsibility to such children shall cease And I hereby declare that all powers authorities and discretions hereby expressed to be vested in or given to the Trustees of this my Will by that or any other description shall be vested in and exerciseable by the said Trustees hereby appointed and the survivor of them and the executors or administrators of such survivor or other the Trustees or Trustee for the time being of this my Will and that if at any time there shall be only one of my Trustees resident in China the Trustee so resident shall be competent to act for all purposes And lastly I appoint the said Herbert John Such and John Chambers to be Executors of this my Will In Witness whereof I the above-named Frank Grose have to this my last Will set my hand this twenty seventh day of September One thousand eight hundred and ninety-one

F. Grose

Signed and Declared by the above-named Frank Grose as and for his last Will in the presence of us both present at the same time who at his request in his sight and presence and in the presence of each other have hereunto subscribed our names as witnesses.

Hugh Forrester
Clerk
66 Mark Lane
London E.C.

Jas. L. Duckmall.
Merchant
Langley Court Beckenham Kent

Her Britannic Majesty's Supreme Court for China and Japan at Shanghai.

In the matter of Frank Grove, *deceased.*

Account of the particulars of the personal estate of the above-named deceased in respect of which probate is / letters of administration are to be granted, and of the estimated value of such particulars :—

Deposit a/c The A K & S Bank	£ 5000
" The C B & I & H	" 6000
on current a/c with The C B & I & H	" 200
balance due by Mr Hewett H. M	" 500
	£ 11,700

As far as we know, there is neither jewelry or household furniture

A. J. Fuch
Executors

Dec 14th 1892.